IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GHULAM MOHAMMED

WRIT PETITION NO : 3731 of 1993

Between:

1.Lchandra Sekhara Sarma son of LVNN Appayya Sarma

@ Appa Rao, aged 45 years, HereditaryPradhana Archaka,

Sri Durga Malleswara Swamy Deasthanam,Indrakhiladri,

Vijayawada.

2.L.Prabhakara Sarma son of Venkateswarlu, aged 40 years,

Hereditary Pradhana Archaka,Sri Durga Malleswara Swamy Deasthanam,Indrakhiladri,Vijayawada.

3.L.V.S.badrinath Babu sonof late LVL Satyanarayana Murthy

aged 39 yrs, Hereditary Pradhana Archaka,Sri Durga Malleswara Swamy Deasthanam,Indrakhiladri,Vijayawada.

4.L.Durga Prasad Sarma, sonof late Venkateswarlu, aged 30 yrs,

Hereditary Pradhana Archaka,Sri Durga Malleswara Swamy Deasthanam,Indrakhiladri,Vijayawada.

5.Kundurthy Venkata Kanaka Sundra Sarma son of Satyanarayana

Murthy, aged 31 years, Hereditary Pradhana Archaka,Sri Durga Malleswara Swamy Deasthanam,Indrakhiladri,Vijayawada.

..... PETITIONERS

AND

1.The Commissioner of Endowments,

A.P.Hyderabad.

2.The Executive Officer, Sri Durga Malleswara

Swamy Temple,Indrakhiladri,Vijayawada.

3.Prakhya Raghyurama Sarma, son of

Lakshmana Sastry,R/s Door No.10-3-7,

Arjun Street, Mallikharjunpet, Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Order or Direction, declaring the order of the 2nd respondent appointing the 3rd respondent as Assistant Archaka of Sri Kanaka Durga Idol at Toll Gate in his proceedings R.XC.No.A1/1459/92, dated 17-9-1992, as void, because, it is inconsistent with the status quo orders passed by the Supreme Court inW.P.No.1090/87 dated 30-4-1992.

Counsel for the Petitioner: MR.K.V.SATYANARAYANA

Counsel for the Respondent No.1: GP FOR ENDOWMENTS

Counsel for the Respondent No.2: Mr.R.Sriramulu

Counsel for the Respondent No.3: Mr.VSR Anjaneyulu,

The court made the following :

ORDER

This Writ Petition is filed challenging the order of the 2nd respondent appointing the 3rd respondent as Assistant Archaka of Sri Kanaka Durga Idol being inconsistent, the status quo orders passed by the Supreme Court in W.P.No.1090/87 dated 30-4-1992.

It is now represented by the learned Government pleader that in view of the Judgment of the Supreme Court reported in ***A.S.Narayana v.State of A.P,*** the Writ Petition does not merit for consideration and is liable to be dismissed.

Recording the submissions made by the learned Government Pleader and following the judgment of the Supreme Court in *A.S.Narayana's case* and for the reasons mentioned therein, the Writ Petition stands dismissed. No costs.

11-11-2004.

Hsd

Assistant Registrar

// true copy //

Section officer

To

1.The Commissioner of Endowments,

A.P.Hyderabad.

2.The Executive Officer, Sri Durga Malleswara

Swamy Temple,Indrakhiladri,Vijayawada.

3.2 C.Cs to G.P. for Endowments, High Court Buildings, Hyderabad (OUT)

4.2 C.D. copies.